

March 13, 2026

BEFORE THE

PENNSYLVANIA PUBLIC UTILITY COMMISSION

**Application of Bakey Enterprises LLC
d/b/a Bakey Energy Consulting**
For Amendment of Electric Generation Supplier
and Natural Gas Supplier Licenses

Docket No.: A-2026-3059622

DATE OF DEPOSIT

MAR 20 2026

PA Public Utility Commission
Secretary's Bureau

PETITION FOR WAIVER OF PUBLICATION REQUIREMENT

Pursuant to 52 Pa. Code §§ 5.41 and 5.43, Bakey Enterprises LLC d/b/a Bakey Energy Consulting (“Petitioner”), respectfully submits this Petition for Waiver of the requirement to publish legal notice in the *Philadelphia Inquirer* and the *Philadelphia Daily News* for a third time in connection with the above-captioned license amendment proceeding.

In support thereof, Petitioner avers as follows:

I. BACKGROUND

1. Petitioner is a licensed Electric Generation Supplier (“EGS”) and Natural Gas Supplier (“NGS”) in the Commonwealth of Pennsylvania.
2. Petitioner was granted:
 - o An Electric Generation Supplier license in **November 2022**; and
 - o A Natural Gas Supplier license in **October 2023**.
3. In connection with those original licensing proceedings, Petitioner published legal notice in the *Philadelphia Inquirer* and the *Philadelphia Daily News*, as required by Commission regulations.
4. The total advertising costs associated with those two publications were \$5,045.81, with total advertising costs for all publications of \$5,774.49.
5. No protests were filed challenging Petitioner’s technical or financial fitness.
6. In January 2026, Petitioner filed an application to amend its existing EGS and NGS licenses to expand service to additional electric and gas distribution company territories, including the UGIDC territory.

7. In connection with that amendment application, Petitioner published notice in six additional newspapers covering the newly requested service territories at a total cost of \$1,864.79.
 8. Petitioner has now been directed to publish notice again in the *Philadelphia Inquirer* and *Philadelphia Daily News* at an additional cost of approximately \$2,912.50 on top of the \$5,045.81 already paid on two previous publications totaling \$7,958.31. The additional utility territory PA publications have already been paid, totaling \$1,864.79. This increases the overall publicizing expenditure to \$9,823.10.
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II. PURPOSE OF PUBLICATION REQUIREMENT HAS BEEN SATISFIED

9. The purpose of the Commission's publication requirement is to provide notice to affected parties and the public within the relevant service territory.
 10. Petitioner already holds active EGS and NGS licenses in the PECO and PGW territories, which correspond to the circulation areas of the *Philadelphia Inquirer* and *Philadelphia Daily News*.
 11. Notice has already been published twice in those newspapers during Petitioner's original licensing proceedings for electric and gas licenses.
 12. The UGIDC territory **DOES NOT** encompass the Philadelphia area served by PECO or PGW and thus the additional posting is not relevant for UGIDC. (See map in attachment)
 13. The present filing is not a new license application, but an amendment to expand service into additional territories in Pennsylvania.
 14. Accordingly, publication in Philadelphia-based newspapers does not advance notice to customers or stakeholders in the UGIDC territory.
 15. Requiring a third publication in the same newspapers does not further the underlying regulatory objective of providing meaningful notice to affected parties as stakeholders already had two other opportunities to protest my licenses and did not.
-

III. GOOD CAUSE FOR WAIVER

16. Under 52 Pa. Code § 5.41, the Commission may grant waivers of regulatory requirements for good cause shown.
17. Good cause exists here because:
 - a. Petitioner has already complied twice with publication requirements for the Philadelphia region in prior licensing proceedings;
 - b. No protests were filed in response to prior publications;
 - c. The amendment does not alter Petitioner's qualifications, ownership, or operational structure;
 - d. Publication has already occurred in newspapers serving the newly requested territories; and
 - e. Additional publication would impose significant financial burden on a small business without corresponding public benefit.

18. Petitioner is a small business and sole proprietor with over 40 years of energy industry experience and holds professional engineering licenses in Pennsylvania, New Jersey, and Delaware.
 19. The cumulative advertising costs already incurred exceed \$6,800 in this amendment proceeding alone, exclusively of prior licensing publication costs.
 20. Imposing additional publication costs that do not advance notice objectives would be disproportionate and unnecessary.
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IV. NO PREJUDICE TO THE PUBLIC OR OTHER PARTIES

21. Granting this waiver will not prejudice any party.
 22. The public has already been provided notice in the original licensing proceedings within the Philadelphia region.
 23. Notice has been provided in newspapers serving the newly requested service territories.
 24. No party's substantive rights will be impaired by waiver of redundant publication.
 25. The Commission retains full authority to evaluate Petitioner's fitness and compliance.
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V. PUBLIC INTEREST CONSIDERATIONS

26. The Commission's regulations are intended to promote transparency, not redundancy.
 27. Where the purpose of a procedural requirement has been fulfilled, waivers promote administrative efficiency and reduces unnecessary burden without compromising public protection.
 28. Granting this waiver would recognize the practical realities faced by small businesses while preserving the integrity of the Commission's regulatory framework.
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VI. CONCLUSION

WHEREFORE, Bakey Enterprises LLC respectfully requests that the Pennsylvania Public Utility Commission grant this Petition for Waiver and relieve Petitioner of the requirement to publish legal notice in the *Philadelphia Inquirer* and the *Philadelphia Daily News* for a third time in this proceeding.

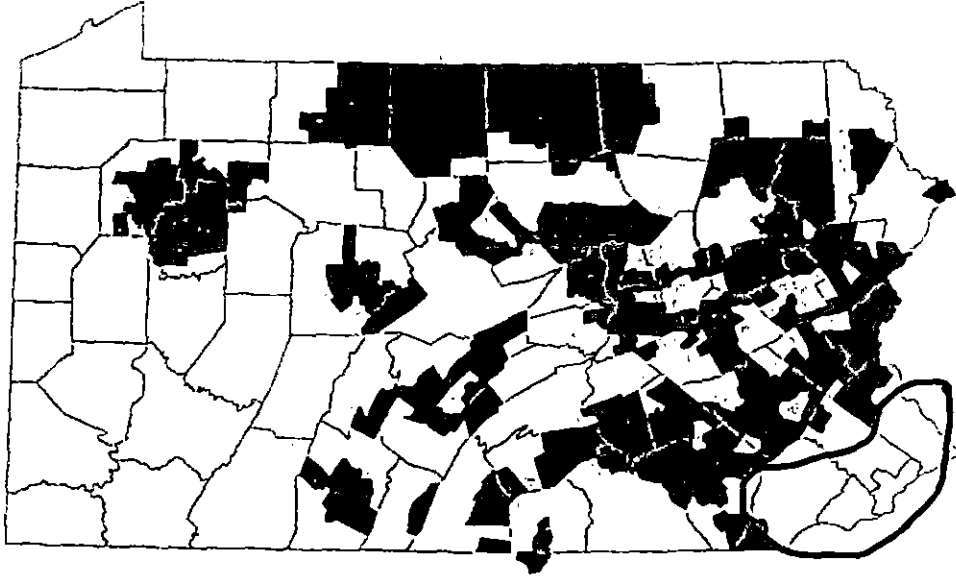
Respectfully submitted,



Andrew Bakey, PE
President

Attachment A

All UGI Natural Gas & Electric



Note: The area circled in red are Bucks, Montgomery, Chester, Delaware and Philadelphia Counties which are served by UGIDC.

DATE OF DEPOSIT

MAR 20 2026

**PA Public Utility Commission
Secretary's Bureau**

CERTIFICATE OF SERVICE

I hereby certify that I have mailed a true and correct copy of the foregoing Petition for Waiver upon the parties required under 52 Pa. Code § 5.43, including:

- PA PUC Office of Secretary
- PA PUC Office of Consumer Advocate
- PA PUC Office of Office of Small Business Advocate
- PA PUC Office of Bureau of Investigation and Enforcement
- UGI Distribution Company

by first-class mail on this ___ day of _____, 2026.

Andrew Bakey

Signature

DATE OF DEPOSIT

MAR 20 2026

PA Public Utility Commission
Secretary's Bureau

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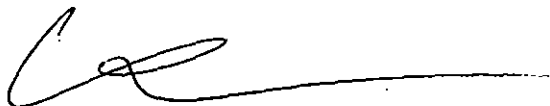
by first-class mail on this 18 day of MARCH, 2026.

Andrew Bakey



Signature

Christopher Rodriguez



Notary

Commonwealth of Pennsylvania - Notary Seal
Christopher A. Rodriguez, Notary Public
Philadelphia County
My commission expires August 12, 2029
Commission number 1457462
Member, Pennsylvania Association of Notaries

DATE OF DEPOSIT

MAR 20 2026

PA Public Utility Commission
Secretary's Bureau

300 BRANDER COURT, UNIT 2607
Phila, PA 19103

Retail



17120

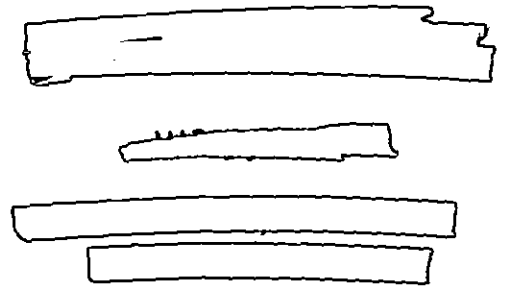
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PM
PHILADELPHIA, PA 19103
MAR 20, 2026

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PA PUC office of Secretary
Commonwealth Keystone Building
400 North Street,
Harrisburg, PA 17120



RECEIVED

MAR 23 2026

PA PUBLIC UTILITY COMMISSION
SECRETARY'S BUREAU

EXPECTED DELIVERY DAY: 03/24/26
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